

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael C. Hopkins

Application No.: 10/785,609

Group No.: 2819

Filed: February 23, 2004

Examiner: Jeanglaude, J.

For: RADIO-FREQUENCY DIGITAL/ANALOG CONVERTER SYSTEM AND METHOD

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REQUEST FOR WITHDRAWAL AS ATTORNEY (37 C.F.R. § 10.40(c))

REQUEST FOR PERMISSION TO WITHDRAW

- 1.** I, an attorney signing below, respectfully request permission to withdraw from all further responsibility in this case, in accordance with 37 C.F.R. § 1.36.

LAST KNOWN ADDRESS OF CLIENT

- 2.** The last known mailing address of the inventor is:

Michael C. Hopkins
1535 Dalehurst Court
Tracy, CA 95377
USA

BASIS FOR WITHDRAWAL REQUEST

- 3.** The basis for the request for withdrawal is 37 C.F.R. 10.40(c) § (1) (iv).

Explanation (including brief description of exhibits, if any):

After numerous attempts to contact the client regarding the upcoming patent maintenance fee, the client has been unresponsive and/or unable to provide us with payment instructions. Letters were mailed to the client on December 2, 2008, April 23, 2009, and June 17, 2009. The certified letter dated June 17, 2009 was returned to our office unopened. E-mails sent to the client dated May 11, 2009 and June 17, 2009 went un-responded to, or bounced back as undeliverable. Further, phone calls and messages left for the client on June 17, 2009 and June 24, 2009 went unreturned. On July 9, 2009 a paralegal from our office spoke to Mr. Hopkins and informed him of the upcoming deadline and the fees involved. He was unable to provide instructions, at such time.

ALLOWANCE OF TIME FOR CLIENT TO ACT

4. Status of this Application

A. Response due

(i) There is an outstanding term for response that is set to expire on August 17, 2009. The above term is extendible under 37 C.F.R. § 1.136(a), until August 17, 2009 and the fees for such extension are not being submitted herewith.

B. Time Left for Response

Therefore, the amount of time for response, including extension under 37 C.F.R. § 1.136(a), is at least One month and 2 days.

NOTIFICATION OF CLIENT

5. In accordance with 37 C.F.R. § 10.40(a), a copy of this request, including attachments, is being sent to the client.

A copy of the letter to the client is attached.

SIGNATURES OF WITHDRAWING PRACTITIONERS

6. Signature(s) of the attorney(s) withdrawing (or signature of an authorized attorney on behalf of an attorney withdrawing)

/KEVINZILKA/
Signature of withdrawing practitioner

Kevin J. Zilka
Reg. No.: 41,429

/Dominic M. Kotab/
Signature of withdrawing practitioner

Dominic M. Kotab
Reg. No.: 42,762

Date: July 15, 2009

Reg. No.: 41,429
Tel. No.: 408-971-2573
Customer No.: 28875

/KEVINZILKA/

Signature of Practitioner
Kevin J. Zilka
Zilka-Kotab, PC
P.O. Box 721120
San Jose, CA 95172-1120
USA

ZILKA·KOTAB

PC

100 W. San Fernando St., Suite 300
San Jose, CA 95113
Telephone (408) 971-2573
Facsimile (408) 971-4660

July 15, 2009

Michael C. Hopkins
1535 Dalehurst Court
Tracy, CA 95377

Via Certified Mail
w/ return receipt

Re: Withdrawal of Power of Attorney

Dear Michael:

Because of the lack of response to our recent correspondence we have filed a Request for Withdrawal of Power of Attorney paperwork with the Patent and Trademark Office for the following application:

<u>Application No.</u>	<u>Group Art Unit</u>	<u>Date of Withdrawal</u>
10/785,609	2819	submitted 07/15/2009

A copy of such paperwork is enclosed for your records.

If you have any questions or need further information, please do not hesitate to contact us.

Sincerely yours,
Zilka-Kotab, PC

/KEVINZILKA/

Kevin J. Zilka

/Elf
Enclosure